# AKBITRATE WITH NICARAGUA

#### A TRIBUNAL TO SETTLE THE VEXATIOUS EMERY CLAIM.

President Zelaya Gives In on a Matter Which Came Near Severing Relations With This Country-Chances Better Now for Peace in Central America.

WASHINGTON, May 25 .- A protocol which provides for arbitration of the socalled Emery claim, a vexatious matter in the home of Secretary of State Knox. The case has been the subject of two

communications to the Nicaraguan Government which practically amounted to greatly gratified over the settlement.

The protocol signed to-night provides for a tribunal of five members, two representing the United States, two Nicarfifth member the King of England will name the man.

The protocol was submitted to the Nicaraguan Government by Secretary of tions between the two countries were strained and the United States had recalled Mr. Gregory, the American charge d'affaires at Managua.

A demand was made on the Nicaraguan Government for the immediate settlement of the case. Nicaragua apparently played for time, and finally sent word ally proposed a law prohibiting new through the Nicaraguan Minister here that Pedro Gonzalez had been selected to come to Washington to enter into negotiations. After several weeks Mr. Gonzalez Department repeatedly for the last few

President Zelaya of Nicaragua at first showed no signs of yielding. He declared that in the original Emery concession there was specific provision for the arbitration of the case, and he preferred that the terms of the concession be followed. The Department of State, however, was rm, and finally Zelaya succumbed.

The adjustment of the Emery claim will do much toward making more friendly relations between Nicaragua and the United States, particularly as Zelaya will his international obligations are, especially concerning the keeping of the peace in Central America.

The Emery claim grew out of a mahog any concession granted in 1898. The concession was to run for a term of years, in which the concessionaires were to pay the Nicaraguan Government certain sums of money and also a tax on logs taken from the country. The company enjoyed the privilege of bringing in all necessary working materials free of duty.

The terms of the concession provided arbitration by a tribunal of three members, one chosen by each side and the third y these two arbitrators. The company renounced its right to diplomatic recourse. in the summer of 1903 the company was accused by the Government of smuggling. The company, it was alleged, made improper use of the privilege to bring in working materials free of duty.

Upon the initiative of the Nicaraguans an arbitration tribunal was appointed in accordance with the terms of the concession. It worked, over the case and decided that inasmuch as the company had paid taxes for three years in advance the concession could not be annulled. In July, 1903, Zelaya notified the concessionaries that he regarded the concession as annulled, and he directed his legal department to institute suit for moneys owed o the Government.

The court at Bluefields acted comliantly and issued an attachment pro ibiting further exportations. At toint the United States intervened. The tate Department believed that an intice had been done American interests nd on December 15, 1906, the following to was sent by American Minister Merry the Nicaraguan Minister of Foreign

I have the honor to inform you that I Make urgent and firm request that Excellency's Government will settle hmery company controversy by an intional arbitration and that until a on has been given thereby your Exprosecutions in the case and perhe concession as if no controversy

Nicaragua was alarmed by this emhatic note and acceded to the demands he United States. But when the nestations for the arbitration came there as a division of opinion. The Emery many, through the State Department, not only wanted the validity of the con ression arbitrated but it also had a claim

et damages. Nicaragua contended that the conceshad been, in response to America's the concession providing for arbitraon became active again. Nicaragua would arbitrate the general restion but would not talk about dam-The State Department here held but the settlement of all claims, damages and otherwise, was what the arbitration

as for, and it stuck by this claim. thus the matter drifted along through Rooseveit's administration. When President Taft took office and Mr. as became Secretary of State the hetter was again taken up. More emcaction was regarded as necessary emands were made upon Nicaragua settlement. The State Department as in no mood to tolerate further delay. conduct of Zelaya had been very ing and drastic action was connecessary. At this time Nicarshowed great military activity detaily had designs on other Cen-American republics Mexico and United States conferred together. in the situation became critical Ameriad Mexican gunboats were sent to dagman waters to watch operations

nd to take an active part if Nicaraguan orces violated treaty obligations The State Department renewed its

at Managua was regarded here as outrageous. His mail was tampered with and there was direct evidence that Zelaya's agents had tinkered with State

Department cipher cables. Senor Espinosa, the Nicaraguan Minister, called at the State Department and Mr. Knox explained to him that the Emery case must be arbitrated. He communicated with his Government. His first reply was unsatisfactory and of such a character that he did not wish to carry it back to the State Department, so he asked for further instrucwhich has been pending between the tions and gave Managua more details United States and Nicaragua for about as to the seriousness of the case. Nicatwo years and a half. was signed to-night | ragua still held that the matter of damages should not be arbitrated. After a while, however. Senor Espinosa reappeared at the State Department and asked Secretary Knox if Nicaragua would be permitted to file a counter claim for damultimatums. The State Department is ages if there was an international arbitration. Mr. Knox said that naturally Nicaragua would have that right.

With this point settled Nicaragua seemed more willing to proceed along road at the Piedmont Hotel. The conthe lines desired by the United States agua and the fifth to be chosen by the and Senor Gonzales was sent north as four representatives. If the four mem- an ex-Minister Plenipotentiary on a ters representing the United States and special mission. He came to negotiate, Nicaragua are unable to agree on the and to-night a protocol was signed in which Nicaragua yields to the demands of the State Department.

### 2 PER CENT. IN JULY.

State Knox in April. At that time rela- Local Savings Banks Said to Have Deelded to Stick to 4 Per Cent. Rate. -Savings banks throughout the city have decided, it was said yesterday. not to make any change in the rate of their interest payments next July. Last January an agitation for a reduction from 4 per cent. to 314 was begun, and an official of a Broolyn institution actu-

savings banks from paying depositors more than 31/2 per cent. At the time the president of a leading East Side bank wrote around to all the arrived and has been in conference with savings institutions of the State to find Mr. Knox and other officials of the State out what they thought. While the local banks have taken no concerted or formal action the understanding is said to be general among them. Had the proposed reduction been made it would have made a difference of about \$4,750,000 for the half year to local depositors, who hold 1,770,000\_ accounts, aggregating \$956,-

In their correspondence the bankers rankly pointed out the disadvantages of allowing the 4 per cent rate. Pressure of competition, it was shown, has led some of the smaller banks to pay the standard rate when in reality the disbursement in how in other ways that he realizes what such amount was made at the expense of growth in their surplus reserve. Again the rate encouraged persons to deposit who were in reality well able to buy bonds, and these clients when panics come are the first to withdraw their money in order to buy securities cheap. If the rate were cut, it was urged, the move would force this class of savings night at a strikers' meeting the president into its proper channels. Other bankers showed the difficulty of paying 4 per cent. with bonds and mortgages at their present prices.

In spite of these considerations it was that any dispute should be settled by the general opinion that the contemplated reduction would be too radical.

# OLYMPIC GAMES FOR SWEDEN.

German Airship Craze Kills Interest Completing Berlin Stadium.

Special Cable Despatch to THE SUN BERLIN, May 25.-The question holding the Olympic Games here in 1912 has been settled in the negative, there partment officials are considerably congames at Stockholm.

The delay in finishing the stadium here is ascribed to the indifference of the big German cities, which are all devoting their interest and subscriptions to building airship stations.

### SHERIFF HOLDS STOPPANI. Court in Grange County Refuses to Accent

a Surety Company's Bond.

NEWBURGH, May 25 .- Charles F. Stoppani of the brokerage firm of Ennis & Stoppani, which is in bankruptcy, was before Justice Morschauser this afternoon to plead to the Orange county indictment against him for grand larceny. He was accompanied by his lawyer, and they had a \$10,000 bond of a surety company with them which the Court refused

The District Attorney and the broker's cy's Government will restore to the lawyers agreed upon the amount, but ry company all its property, dismissing the Court said that such bonds could not legally be accepted in criminal cases. company to resume its work The Court gave the lawyers time to look into the matter, and afterward declined to parole the prisoner and remanded him to the care of the Sheriff. Mr. Stoppani is now in charge of the Sheriff waiting for an individual bondsman, who is expected very soon.

Mr. Ennis is expected here to plead to-morrow.

# UNIVERSITY CLUB SMUDGE.

Some Folks Mistake Chimney Burnout for a Fire at John D. Rockefeller's.

A boy passing the University Club, at night saw flames shooting out of one of quick work of the blaze

Considerable smoke got in at the windows of the upper stories, but it did no he gave information to the police. Bedamage. The club, however, is out \$50, which is the fine you have to pay if your the Mafia's vengeance. chimney gets on fire, the supposition being that it will go on quietly smoking if kept clean.

Near the clubhouse are the residences of John D. Rockefeller, Chauncey Depew, ously. There is no trace of the murderers H McK. Twombly and John D. Rockefeller. Jr. There is a fire plug in front of John D. Rockefeller's house, at & West Fifty-fourth street, opposite the club. and the first engine to arrive hooked up there. This started a rumor that Mr. Rockefeller's house was on fire, and police reserves were called out to handle the crowd that came to see it burn

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# demands and recalled Mr. Gregory. MAY ARBITRATE R. R. STRIKE

#### ALL TRAINS LIKELY TO BE RUN-NING AGAIN IN 24 HOURS.

Expected That Gov. Smith's Suggestion That the Matter Be Left to Six Georgians Will Be Accepted-Labor Commissioner Nelli on the Ground.

ATLANTA, May 25.-Arbitration was the keynote of the Georgia Railroad strike situation to-day, and as a result of the many conferences held during the afternoon and evening it now looks like the strike is near an end, and it is confidently expected that trains will resume their schedules within forty-eight hours and possibly earlier.

Commissioner of Labor Neill arrived in Atlanta about 6 o'clock this afternoon, and shortly afterward was in conference with General Manager Scott of the Georgia ference lasted for over an hour, but no statement was given out by Scott when it was over.

Then Commissioner Neill called on sultation with him.

The impression prevails that while Neill's friendly offices will prove of value in bringing the two sides together the by Gov. Hoke Smith.

The Governor proposed that each side act as a board of mediation, before which the strikers and the road should appear and present their sides of the situation.

Ball accepted and appointed John Lee, president of the farmers' union; Congressman Hardwick, and Judge Horace Holden of the Supreme Court of Georgia. The first two accepted, but Judge Holden declined, saying that the case might come into the Supreme Court and then he would be disqualified.

It is understood that Mr. Scott made persistent efforts to-day to reach ex-Gov. Northen, and it is believed that he wants him to be one of the road's arbitrators. Scott has been averse to settling the strike in this way, but the directors of his road to-day, it is said, urged this course

upon him. In the afternoon a conference was held at the Capitol by Gov. Smith, Attorney-General John Hart, General Manager Scott, Sanders McDaniel, one of the Atlanta attorneys for the road, and Major Cummings, who also represents the road. After it was over Gov. Smith and Attorney-General Hart expressed themselves as gratified with the progress made, and as feeling more confident than ever that the strike soon would be settled.

According to the strikers, Gov. Smith in sympathy with their cause. Last of the local union declared that before the strike began he went to the Governor. Mayor Maddox of Atlanta and others and stated the cause of the firemen. He says they all declared the firemen's

ours, and the people along the route means of getting their mail and provisions and other necessities, are suffering. Illinois Naval Reserve. Atlanta and Augusta post offices are badly congested by the immense amount of of mail which cannot be sent out.

WASHINGTON, May 25 .- Post Office Debeing practically no chance of completing cerned over the mail situation in Georgia the stadium in time. It will therefore be brought about by the strike on the Georgia from Atlanta to Augusta for many hours.

While not wanting to do anything which feeling along the road, the Department will use every effort to relieve the unprecedented congestion of mail caused by the strike. Superintendent of Mails L. M. Terrell, it is expected, will take up this on his guns, which are being sent overmatter immediately with the officials and land, at Buffalo.

ment is somewhat crippled in dealing with tained on the Lakes. years ago. when President Cleveland sent Federal troops to the scene.

#### PETROSINO INFORMER KILLED. New Mafia Mystery in Sielly-Two Peasants Also Murdered.

Special Cuble Despatch to THE SUN.

ROME, May 25 .- A man of the name of Lamattis, a notorious scoundrel, was shot Fifty-fourth street and Fifth avenue, last from behind and killed last night near Monreale. He was temporarily taken the club chimneys and turned in an alarm. into custody at the time Detective Petro-Battalion Chief Kane and his men bor- sino of New York was murdered at Parowed salt from the club kitchen and made lermo, being suspected of complicity in the crime.

Subsequently he was released because cause of this his murder is ascribed to

Almost at the same time two peasants who were returning to their homes from work were shot at Palermo. One of them was killed and the other wounded seriin either of these cases.

#### Thinks He Can Photograph Sound. CLEVELAND, May 25 .- Prof. Dayton C. Miller of the Case School of Applied Breslin last night. He was jammed under Sciences here says he has discovered a the working gear, but when the car had means of photographing sound. By the been lifted and Cappell taken to the New use of his newly perfected device he be-lieves it will be possible to distinguish in

ATLANTA-BIRMINGHAM-MEMPRIS. Quicker schedule, through sicepers. Inquire seatourd Air Line Nr., 11636 way, A. Y.-Ade.

a human voice and the tones of a musical

#### MRS. DEL DRAGO SETTLES. Transfers to Her Daughter Much Realty of Brewer Schmid's Estate.

Before Josephine Schmid, owner of the Lion Brewery, married last Saturday Giovanni del Drago, a younger son of the princely Roman house of that name. she had arranged to settle out of court the litigation with her daughter, Pauline Schmid Murray, wife of Hugh Murray, who sued her for an accounting of the father's estate. On Monday there were recorded transfers to the daughter of the dwelling at 988 Fifth avenue and a quarter interest in twenty-six parcels of streets, :8 and 80 Cortlandt street, 411 and 413 Broadway, the southwest corner of Ninth avenue and Fifty-second street and the southwest corner of Broadway

and Ninety-second street. Drago was represented by John E. Parsons and the daughter by John C. Spooner. The full terms of the settlement have not

been made public. In the papers which were filed in Janucontrol of the estate of August Schmid, the brewer, who died in 1889, and that matters had been so ordered that Mrs. Second Vice-President Ball of Toronto, Murray would get only a few hundred booth and Mrs. Coe evidently got tired who leads the strikers, and held a con- thousand dollars out of the estate, which of waiting. She took hold of the cable was yalued at several millions.

the Lion Brewery alone is valued at \$5,000,000 and there was much other real estate. When the suit was begun it was described as a friendly suit, but the terms which he made his widow the sole executrix, with power to act as she saw fit until appoint three prominent Georgians to her two daughters were of age. Josephine Schmid at the time was 18 and Pauline 16. Pauline Schmid Murray alleged that she had never had an accounting from her

#### FIGHT FOR A HAPLESS BOY. Man Who Dives and Saves Him Is Almost Drowned Himself.

Edward Goodman, 13 years old, of ball too near the edge of the dock at street Eighty-sixth street and the East River yesterday afternoon and fell in. The tide got a grip on the boy and he was fifty feet out and had gone down twice best of it. They saw at once that if the when Charles Bush of 210 East Seventythird street heard his cries.

Bush dived in without even removing his coat, got the boy and began the fight back to the dock. Policeman Mara of the East Eighty-eighth street station was ready on the dock with a rope. Bush had only strength enough left to fasten the rope under his arms, but the policeman and two deck laborers proved equato hoisting up the double burden.

Dr. Ramsdell of the Presbyterian Hoshospital to recover from drinking too much salt water.

### HELDOUP THE NASHVILLE. Lachine Canal Engineer Enforces His Own

Idea of a Treaty-Backs Down Later. MONTREAL, Quebec, May 25 .- There was great excitement along the watercause just and their demands reasonable. front here to-day when the United States No trains have been running for eighty ship Nashville, an obsolete cruiser of the United States Navy, steamed into port of the Georgia, who are without other on her way to the Great Lakes, where she will be used as a training ship for the

When the Nashville attempted to poke her nose into the first lock of the Lachine Canal Major H. R. Lordly, chief engineer of the canal, and the dockmaster refused to open the gates on the ground that the presence of the Nashville on the upper boundary waters between the United proposed at the conference of the Olympic Railroad. According to information re- States and Canada would directly concommittee to-morrow to hold the next ceived at the Department to-day no mail travene the treaty between the two has moved over the main line running countries. They based their action on the ground that they had not been notified from Ottawa that permission had will have the effect of intensifying the been obtained from the Canadian Govern-

ment for the vessel to pass through. Capt. Purdy of the Nashville had all the papers and credentials necessary from Washington and said Washington had Terrell at Atlanta was authorized this already obtained the necessary permisafternoon to ask the officials of the road sion from the Dominion. He also pointed to send mail cars alone over the main out that his vessel was unarmed, but it and branch lines of the railroad. Supt. was said later that he intended to take

he will probably suggest that the engines | Finally, through the intervention of Mr. drawing the mail cars be manned by white Bradley, the United States Consul here, men pending the settlement of the trou- and an exchange of telegrams with Ottawa, ble. If these mail trains carrying mail the misunderstanding was straightened alone are interfered with the Depart- out and the Nashville proceeded on her ment will undoubtedly take radical action. way this afternoon.

Postmaster-General Hitchcock and The arrangement between the United Second Assistant Postmaster-General States and Great Britain as to armed Stewart are both out of the city. The vessels on the Great Lakes dates back latter has charge of the contracts with the to 1817. It provides that no armed vesrailroads for the transportation of the sels of more than 100 tons burden and mails. In his absence and that of Post- armed with no weapon more powerful master-General Hitchcock the Depart- than an 18 pound gun shall be main-

the situation, which is unprecedented. The Canadians so far have nothing but since the interference with the movement small fishery protection cruisers on the of United States mails in Chicago several Great Lakes. Since the close of the Spanish-American war the United States has sent four comparatively modern and powerful war vessels to the Great Lakes. the Nashville being the fifth.

#### CAN'T RUN OVER DUCKER. Ironworker Under Street Car Grabs Bar and Saves Himself.

When George Ducker, a sixty-year-old ironworker of 845 Amsterdam avenue, was knocked down by a southbound surface car at 101st street and Amsterdam avenue early last evening he clutched the crossbars beneath the front platform and held on until the car was stopped.

When the motorman got down he found that Ducker was so tightly wedged in that he couldn't move. The repair wagon was called and after the car had been said Florence. "That was over a month

icab on Broadway in front of the Hotel Florence said.

the difference between the tones of cut and bruised a little. The chauffeur, on an assault charge. A novelty possessing great merit, the new "likit" eyeglasses, at Spencer's, 31 Maiden Lane

### WOMAN HELD FAST AN HOUR TILL FIRE AXES FREE HER.

Mrs. Margaret Coe, Undertaking to Run Caught Between It and the Wall -Conscious Until She Was Rescued.

Mrs. Margaret Coe was caught yesterday afternoon between the roof of an elevator and the ironwork below the fourth real estate, among which are the south- floor in the Chesterfield, an apartment east corner of Greenwich and Warren house in which she and her husband live at 274 West Nineteenth street. Two firemen with axes and claw tools worked for an hour before they could release her. She was conscious all the time and told In the settlement of the suit Mrs. del them where to direct their strokes to relieve the severest pressure. When they lifted her out she fainted.

At a few minutes before 5 o'clock Mrs. Coe entered the house and found the ary, 1908. Mrs. Murray set forth that her door of the elevator open. She entered an extension of this time. mother had wrongfully obtained entire the car and waited for the boy to take WALKING RECORD FOR MARINES. her up to her apartment. Edgar Cardin, the hallboy, was busy in the telephone and started the car upward. When it tioned at the Washington barracks comreached the fourth floor she tried to pleted yesterday the fifty mile walk prestop it, but the car after halting began scribed for all officers of the Marine Corps to descend. Mrs. Coe, frightened at that, in one instead of three days, as is allowed her to recall her letter. But Morrissey deactual work of arbitration will be left used in the papers were anything but gripped the cable and held on. She was to a board of six Georgians, as suggested friendly. August Schmid left a will by swung off her feet, with her back to the Gulick. They walked from Frederick,

> stopped she was thrust into the narrow corps which will probably remain ungap between wall and elevator and pinned | broken for some months. against the grill work above the third floor door. The roof of the car struck her across the hips and her feet dangled yard at Portsmouth, N. H., completed contly, however, Thomas Jefferson, one in the elevator.

Her screams reached the janitress, Mrs. Morin, who sent a maid to Hook and 432 East Eighty-sixth street chased a Ladder Company 1?, in West Twentieth When Firemen William Kelly and Patrick Mulroy got there they found Mrs. Coe resting her head and arms on the roof of the elevator and making the elevator was started she would be bar above the elevator door was unscrewed and then pried away.

William S. Coe, reached the house a short | tracks.

When the framework had been broken with a few slight scratches. The train and the front of the car splintered by the was slowing up for a bad curve when the firemen's tools they were able to bring accident occurred. No cause is assigned her to the floor and carry her into her by railroad officials for the wreck. apartment. Twenty minutes later she regained consciousness and refused to WALKERIMPROPERLY REMOVED go to a hospital. She had suffered severe bruises on the left hip and thigh, but last Says the Jury, but the City Will Carry the night her husband said she was doing well

# BITES A POLICEMAN.

#### Negro Whom Girls Complained Of Objects to Being Arrested-Crowd Claws Him.

annoying young women at Broadway and Thirty-fourth street last night bit that Ahearn's contention that Walker Policeman E. J. Norton of the traffic was not the head of a properly constisquad on the cheek when the policeman tuted bureau and was therefore subject arrested him. Thereupon a crowd set upon the negro and beat him. Three of his teeth were knocked out.

Girls from the shops in the neighborhood had complained of the negro. When Norton told him to move away the negro replied that if Norton were in Nassau he would know better than to speak so to a colored man and ended by cursing the policeman.

Norton then arrested him and was starting across Thirty-third street when the negro snapped at Norton and fastened his teeth in the policeman's right cheek Norton, clubless, tried to fight off the man with his fists but was unable to do so until a policeman came and gave the negro a rap over the head. Four policemen surcrowd kept pecking at him. The negro's clothes were torn when he finally was landed in a cell.

The prisoner said he was Charles Henry. 20 years old, of 133 West Twenty-sixth street. He was charged with felonious is about \$5,000. assault for biting the policeman and with girls.

An ambulance surgeon cauterized the wound in the policeman's cheek.

# Month in the Streets.

"I am very tired and hungry." very pretty but very dirty faced little girl last night to Policeman John Moyne at Seventh avenue and Twentieth street. Moyne conducted her to the old West Twentieth street station house, and he turned her over to Lieut. Shields. The

girl said she hadn't any place to sleepand had been wandering in the streets for a month. Food was provided for her.

She said that her name was Florence Dodd, sometimes called Hope, and that she was 13 years old. Up to a month was not any for a year before that she had ago and for a year before that she had lived with her aunt, Mrs. Laura Anna Johnson, at 615 St. Mark's avenue, Brook-

lyn, she said. Her aunt was strict.

She wouldn't let me play in the afternoons but made me stay in the house and so I got tired and went away lorence. That was over a mon jacked up Patrick Grace, the motorman, climbed under and helped him to get out.

Ducker got to his feet, shook himself and found that there were no bones broken. His hands were scraped and his legs were bruised, but the ironworker said he was used to that.

Sometimes they gave me food and let me stay all night, but for the last week I have been sleeping in hallways and get ting something to eat as best I could. I had had nothing for two days until I got that supper just now. It was pretty hard. The girl said that her father died a look at the biggest fireman. "That's no fireman, that's a water tower," and Root. He caused the man's arrest.

year ago and her mother a mother later."

"Before papa died I was a globetrotter."

Florence said. "He took me to Boston and to Niagara Falls and away down and to Politimora. So you see it was and to Niagara Falls and away down South to Baltimore. So you see it was hard for me to stay in and study all the time when other little girls were at play." Florence was sent to the Children's Society and the Brooklyn police were instructed to see her aunt and tell her that Florence was in New York.

Cornell-Harvard Regatta and Br Ithaea. Special train Lehigh Valley 83 May 28. Tickets also good on other far: 48.10. 140-355-1400 Broadway.—Adv.

# IN AN ELEVATOR'S CLUTCH NEW GUESS AT THE EARTH'S AGE ARREST JAMES W. MORRISSEY Radio-activity Adds a Few Million Years

or No to Geologie Time. Special Cable Despatch to TRE SUN.

LONDON, May 25.-The perennial problem of the age of the world has received a new contribution based on the anthe Car Herself in the Chesterfield. Is tiquity of radio-active minerals. Geologists figured some time ago the age of the earth at least 230,000,000 years, and the estimate held until mathematical physi-

existed more than 115,000,000. The discovery of radium and the

Experiments on a larger scale which are now going on will probably lead to rough time of it, anyhow. Something

## Two Captains Cover the Prescribed 50 his enterprise. A week or so afterward Miles in 14 1-2 Hours.

of the United States Marine Corps staby the regulations for the walking test

Md., to the Washington barracks in this The outward swing which the cable city, a distance of fifty-one miles, in gave to her body was enough to loosen about fourteen and a half hours. This being used. her grasp. As the car quivered and walking trip establishes a record in the

Capt Henry Leonard and Lieut. E. L. Bigger, who are stationed at the navy a similar walking test in one day of fif- of the sons, has been receiving letters teen hours of actual walking time, which asking him about the fund, and these was the best previous record

# Whole Train Derailed and Overturned One Man Hurt.

SCRANTON FLIER WRECKED.

of the Central Railroad of New Jersey, contribute something toward the buildsqueezed to death, and so they began to known as the Scranton fler, running be-ing of such a monument and received a rip out the grillwork from the third floor. tween New York and Scranton, was der reply, dated May 21, under the letter-They worked with caution. When the railed at Slate Dam, fifteen miles above head of "The Joseph Jefferson Monuironwork was partly removed the cross- this city, to-night, but none of the pas- ment Association for Perpetuating the sengers in the six coaches was injured.

call to New York Hospital and four passenger coaches behind were thrown third street." The letter read: other physicians from the neighborhood on their sides. The tender also left the had arrived. The woman's husband, rails, but the locomotive remained on the

he Bureau of Buildings of Manhattan from which place he was removed by Borough President Ahearn, won part of A six foot West Indian negro who was his fight yesterday when a jury before Supreme Court Justice Truax decided

> The jury also decided that Walker is entitled to \$11,042.16 as two years back If the reinstatement is sustained by the higher courts, where the case will be carried immediately, it will mean the ousting of John R. Voorhis, the present

# incumbent

### Valued Jewels Stolen From Alfred G. in London Recovered and Valet in Jail.

Special Cable Despatch to THE SUN. LONDON, May 25 .- A black pearl scarf from Alfred G. Vanderbilt's residence in Park lane last month have been recovrounded the negro and tried to get him to ered and the supposed thief has been the Tenderloin station house, but the arrested. He is a discharged valet of the

name of Cox. The prisoner will be arraigned in the prized the jewels for their associations more than for their intrinsic value, which

# disorderly conduct for speaking to the NEW QUESTION TO ALIENS. Do You Belong to a Union That Forbids

You to Join the Militia? Judge Lacombe of the United States Charles B. Jefferson on April 11, 1908, in RAN AWAY FROM HER BOOKS. Circuit Court has incorporated a new which Mr. Jefferson says: "Mrs. Joseph question into the list he now asks candi- Jefferson is justified in withdrawing her Very Hungry Little Girl Tells of a dates for final papers in citizenship. The consent to anything further being done question is, "Are you a member of or by Mr. Morrissey, as I do mine." affiliated with any organization that for- of the members of the "board of direcbids joining the United States Army or tors" have been communicated with and the State Militia?" All the answers given have replied something along the line of in court yesterday to this question were De Wolf Hopper, who wrote: "Mr. Mor-

in the negative. Judge Lacombe declined to state specifically why he had introduced the new Harrison Grey Fiske were others who question, but the reason for it is obviously the outgrowth from the recent agitation in labor organizations against joining

the armed forces of the country. Among the new citizens sworn in yes terday were three French nuns and Thomas Hamilton, an actor, who said he played in the original production of

Shore Acres. HE'S G FEET G 1-1.

and gained admission. Some one told in at the front door. Everybody got

said Root. He caused the man's arrest.

The prisoner said that while the badge
was not his it belonged to his brother,
a member of the crew of Truck 13. The tall man said he was Robert Milash, an actor, of 114 West 139th street. He was locked up at Police Head-

More Two Hour Trains to Philadelphia Via Pennsylvania Railroad, beginning May 27. Leave New York 6.35 A. M.; 12:55 and 2:55 P. M. weekdays; other changes. New time table of agents on and after May 26.—Ada.

WEDNESDAY, MAY 26, 1903. Showers to-day and to-morrow; light to moderate variable winds.

> POLICE ACT ON COMPLAINT OF JOE JEFFERSON'S SON.

> The Jefferson Monument Fund, for Which He Has Been Collecting Money, Is the Trouble-Charge is Doing Business

as an Association Without Registering.

James W. Morrissey, former theatrical sists computed that the sun itself had not manager and more recently the "manager ing director" of a project to collect funds for a monument to Joseph Jefferson, the theories of radio-activity seem to be going actor, in Central Park, was arrested to reestablish the geologists' conten- yesterday afternoon at his home, 229 West tion. Lord Rayleigh's son, R. J. Strutt, Eighty-third street, and was locked up who is already an eminent scientist, an- at Police Headquarters on a charge of nounces as the result of a recent experi- conducting a business or association at ment with a chunk of thorianite, containing that address called the Joseph Jefferson helium, that the latter could not have ac- Monument Association without filing the cumulated in less than 240,000,000 years. proper certificate with the County Clerk. The "Monument Association" has had a like two years ago Morrissey got from Mrs. Joseph Jefferson, widow of the actor. a letter on the strength of which he started Mrs. Jefferson, who meanwhile had talked WASHINGTON, May 25 .- Two officers the matter over with some friends, decided that Morrissey's commission of 25 per cent. on all moneys collected was too steep and that it would be well, for clined to give up the letter and went They were Capts. H. R. Lay and Mason ahead with the formation of a committee, some of the members of which say that they never knew that their names were

With the withdrawal of their approval by the Jefferson family the project fell upon evil times, and after the newspapers had explained the circumstances nothing much was heard of the association. Reletters informed him that the association was not yet dead. On May 18 Mr. Jefferson called on Police Commissioner Bingham, and the Commissioner set Lieut. Birney McConville to work. McConville saw that a letter was sent to Mr. Morris-ALLENTOWN, Pa., May 25.- Train No. 23 sey saving that the writer would like to Memory and Art of Joseph Jefferson. The smoker was the first to leave the James W. Morrissey, managing director; Meanwhile Dr. McClure had answered rails and was overturned and the five Earl King, treasurer. 220 West Eighty-

Your fetter received. Thank you. This letter head will, I imagine, give you the desired information. Any mite in the way of restorative. He took them both to the hospital to recover from drinking too.

When the framework had been broken. JAMES W. Monnisser. Managing Director.

(To whom checks may be sent.) In one corner of the letter paper was

a list of the "board of directors," containing thirty-odd names, among them Andrew Carnegie, Levi P. Morton, Cornelius N. Bliss, W. Bourke Cockran, John D Crimmins Daniel Frohman, Andreas, William H. Walker, who has been suing Dippel, David Belasco, Harrison Grey for reinstatement as Superintendent of Fiske, De Wolf Hopper and De Lancey Nicoll. There also were these name under the heading "auxiliary committee": Ellen Terry, Viola Allen and Margaret

Anglin Yesterday afternoon Lieuts. McConville and Nelson dropped in on Morrissey The person at the door was doubtful about his being in, but just then McConto summary dismissal was not correct. ville saw him and remarked, "Hello, Morrissey said that his name Morrissey." was "Jones," but when McConville explained who he was Morrissey let him in. Morrissey explained according to the detectives, that the association had been compelled to give up office room downtown in order to cut down expenses. As proof of the legitimacy of his enter-VANDERBILT BLACK PEARLS. prise he produced Mrs. Jefferson's old letter-the one which she later tried to get back-and, according to the detectives, said when pressed as to his reasons for continuing the project against the will of the Jefferson family that he had pin and black pearl studs that were stolen spent between \$700 and \$500 of his own money in getting the thing started and that he intended to continue receiving contributions until he had been reimbursed. He said that Earl King, manager of the Garden Theatre, was treasurer of the association and that Mr. King had police court to-morrow. Mr. Vanderbilt financed concerts which had been given for the benefit of the fund at Palm Beach, Larchmont, Long Branch, Lake George and other places. Asked why he had neither incorporated the association nor registered it with the County Clerk

Morrissey said that he had not thought it necessary McConville has a letter written by rissey has no earthly right to use my name as a director." Otis Skinner and said they had not given their consent

to the use of their names. Morrissey was at one time the business manager of the Garden Theatre and the Madison Square Garden, and also was manager for Mme. Modjeska, Emma

Abbott and Mary Anderson. Morrissey was bailed out last night

# SAFE FROM JULY'S CHILL. Tenderloin Police Get the Storm Doors

They Asked For Last Fall. When the new Tenderloin police station was opened last fall it was found that the place had been so constructed that all the ill winds of West Thirtieth street blew colds and when even the emergency boiler hitched up with the regular one couldn't get the place warm a hurry call was sent in for storm doors.

All winter long the inhabitants of the

but they were delighted yesterday when carpenters arrived and went to work building storm doors. The carpenters made good progress and promised to have the doors ready for the cold spell which usually arrives about July 4.

DON'T bother with a class filler! The ONOTO FOUNTAIN PEN fills